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10 In Association with:

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18 Attorneys for Plaintiff, SUSAN B. HODGE

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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

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Plaintiff,

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PRINCESS CRUISE LINES, LTD.,

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CASE NO. 2:24-cv-00620-FLA (ASx)

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**CORRECTED DECLARATION OF  
CHARLES D. NAYLOR IN  
RESPONSE TO OSC RE  
DISMISSAL**

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**DECLARATION OF CHARLES D. NAYLOR**

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I, Charles D. Naylor, declare:

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1. I am one of the attorneys of record for Plaintiff SUSAN B. HODGE, in the above-  
captioned matter. This declaration is based upon my personal knowledge of all  
matters set forth herein, and if called upon to do so, I could and would testify

1 thereto. I submit this Declaration in response to the Court's Order to Show Cause  
2 why the action should not be dismissed for lack of prosecution [Dkt 25].

3 2. The parties formally mediated this matter on April 30, 2025, and reached  
4 agreement for a full and final settlement. One of the terms the Release agreed to  
5 between Plaintiff and Defendant is that Defendant has reserved the right to  
6 withhold the amount due to Medicare for reimbursement of Medicare's conditional  
7 payments for injury related treatment, and to pay that amount directly to Medicare  
8 prior to making payment of the balance of the settlement amount to Plaintiff's  
9 counsel, on Plaintiff's behalf.

10 3. The amount of settlement and the amount that Medicare has claimed as conditional  
11 payments are both substantial. Plaintiff disputes the amount that is due to  
12 Medicare for reimbursement of conditional payments and has retained Synergy  
13 Settlement Services to resolve that dispute with Medicare. When the amount that  
14 is actually due to Medicare for reimbursement of conditional payments has been  
15 resolved, Defendant will promptly pay that amount to Medicare, and the balance of  
16 the settlement to Plaintiff's counsel on Plaintiff's behalf.

17 4. To allow time for resolution of the amount due to Medicare for its conditional  
18 payments, and for payment of that amount to Medicare and the balance of the  
19 settlement to Plaintiff's counsel on Plaintiff's behalf, Plaintiff requests that the  
20 court hold this matter in abeyance for a period of sixty (60) days, to and including  
21 September 16, 2025. Within that time the parties will either submit a Stipulation  
22 for Dismissal or if necessary, Plaintiff will file a Further Response to this Order To  
23 Show Cause requesting additional time and stating the reason for such request.

24 5. It was Plaintiff's counsel's responsibility to timely notify the Court of the  
25 settlement and of these circumstances. Through inadvertence, we failed to do so.  
26 We regret the inadvertence and any inconvenience it has caused.

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1 I declare under penalty of perjury under the laws of the United States that the  
2 foregoing is true and correct.

3 Executed this 18<sup>th</sup> day of July, 2025 at Long Beach, California.  
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5 /s/ Charles D. Naylor  
6 Charles D. Naylor  
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